

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CHRISTOPHER D. FORAKER,	:	
	:	
Plaintiff,	:	
	:	C.A. No. 04-1207-GMS
v.	:	
	:	
L. AARON CHAFFINCH, et al.,	:	
	:	
Defendants.	:	

**STIPULATION AND ORDER OF DISMISSAL**

It is hereby STIPULATED and AGREED by and between Plaintiff Christopher D. Foraker and Defendants L. Aaron Chaffinch, Thomas F. MacLeish, Secretary David B. Mitchell of the Department of Safety and Homeland Security for the State of Delaware, the Department of Safety and Homeland Security for the State of Delaware, and the Division of State Police for the State of Delaware, pursuant to Rule 41 of the Federal Rules of Civil Procedure and the Settlement Agreement made effective as of October 9, 2006, subject to the approval of the Court, that this action is hereby dismissed, with prejudice, each party to bear its own costs and attorney fees.

IT IS FURTHER ORDERED that this Court shall retain jurisdiction over this matter for the purpose of enforcing the Settlement Agreement entered into by the parties in this matter on October 9, 2006, which document is incorporated herein by reference. The Court will retain jurisdiction through March 27, 2007.

Dated: October 10, 2006

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/s/ Stephen J. Neuberger

Thomas S. Neuberger (DE ID #243)  
Stephen J. Neuberger (DE ID #4440)  
THE NEUBERGER FIRM, P.A.  
Two East Seventh Street, Suite 302  
Wilmington, DE 19801  
(302) 655-0582  
*Counsel for Plaintiff*

/s/ Richard M. Donaldson

Richard M. Donaldson (DE ID #4367)  
MONTGOMERY, MCCrackEN,  
WALKER & RHOADS, LLP  
300 Delaware Avenue, Suite 750  
Wilmington, DE 19801  
(302) 504-7800

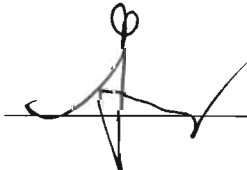
/s/ Martin D. Haverly

Martin D. Haverly (DE ID # 3295)  
MARTIN D. HAVERLY,  
ATTORNEY AT LAW  
Two East Seventh Street, Suite 201  
Wilmington, DE 19801  
(302) 654-2255  
*Counsel for Plaintiff*

Of Counsel:

Edward T. Ellis  
Carmon M. Harvey  
MONTGOMERY, MCCrackEN,  
WALKER & RHOADS, LLP  
123 South Broad Street  
Philadelphia, PA 19109  
(215) 772-1500  
*Counsel for Defendants*

It is so Ordered this 11<sup>th</sup> day of Oct., 2006.

  
U.S.D.J. 